

**SUPREME COURT MINUTES
MONDAY, AUGUST 18, 2014
SAN FRANCISCO, CALIFORNIA**

S097363**PEOPLE v. MERRIMAN
(JUSTIN JAMES)**

Opinion filed: Judgment affirmed in full
Majority Opinion by Cantil-Sakauye, C. J.

-- joined by Baxter, Werdegarr, Chin, Corrigan, Liu, and Simons*, JJ.

* Associate Justice of the Court of Appeal, First Appellate District, Division Five, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

S208398

H035423 Sixth Appellate District

**PEOPLE v. SHAZIER
(DARIEL)**

Opinion filed: Judgment reversed

For the reasons we have indicated, the Court of Appeal's decision, overturning the trial court judgment on grounds that multiple incidents of misconduct prejudiced defendant, and created a fundamentally unfair trial, must be reversed. However, because the Court of Appeal found defendant's misconduct claims dispositive, it did not address additional contentions raised by defendant. It now must do so. Accordingly, the cause is remanded to the Court of Appeal with directions to consider these additional claims.

Majority Opinion by Baxter, J.

-- joined by Cantil-Sakauye, C. J., Werdegarr, Chin, Corrigan, Liu, and Bigelow*, JJ.

* Presiding Justice of the Court of Appeal, Second Appellate District, Division Eight, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

S220534

E061637 Fourth Appellate District, Div. 2

**KIMBREW (BASIL) v.
GUTIERREZ (YXSTIAN)**

Petition for review & application for stay denied

S219375

A137610 First Appellate District, Div. 2

**SYERS PROPERTIES III,
INC. v. RANKIN (ANN)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 25, 2014.

S219448 G048572 Fourth Appellate District, Div. 3 **PEOPLE v. TREJO (KEVIN BERMUDEZ)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 19, 2014.

S219462 G047788 Fourth Appellate District, Div. 3 **PEOPLE v. TAPIA (JOSE LUIS)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 19, 2014.

S219469 D066083 Fourth Appellate District, Div. 1 **GARCIA-HERMAN (CINDY) v. S.C. (GREYSTAR)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 19, 2014.

S219513 B254925 Second Appellate District, Div. 1 **MONARCH CONSULTING, INC. v. WORKERS' COMPENSATION APPEALS BOARD & MARTINEZ (MARCIAL)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 22, 2014.

S219556 B242958 Second Appellate District, Div. 2 **MASSOUD (CAROL) v. CORINTHIAN COLLEGES, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 24, 2014.

S219560 D064166 Fourth Appellate District, Div. 1 **HOSLEY (WALTER LEE) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 24, 2014.

S219567 A138949 First Appellate District, Div. 1**WHEATHERFORD
(CHERRITY) v. CITY OF SAN
RAFAEL**

The time for granting or denying review in the above-entitled matter is hereby extended to September 24, 2014.

S219652 B256828 Second Appellate District, Div. 1 **GARCIA (RICARDO) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 25, 2014.

S093944**PEOPLE v. BERTSCH (JOHN
ANTHONY) & HRONIS
(JEFFERY LEE)**

Extension of time granted

Good cause appearing, and based upon counsel Mark E. Cutler's representation that appellant Hronis's opening brief is anticipated to be filed by December 31, 2015, counsel's request for an extension of time in which to file that brief is granted to October 14, 2014. After that date, only eight further extensions totaling about 440 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S107900**PEOPLE v. WRIGHT, JR.,
(WILLIAM LEE)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Alison Bernstein's representation that the appellant's reply brief is anticipated to be filed by April 25, 2015, counsel's request for an extension of time in which to file that brief is granted to October 21, 2014. After that date, only three further extensions totaling about 180 additional days will be granted.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S141274**PEOPLE v. ABBOTT (JOE
HENRY)**

Extension of time granted

Good cause appearing, and based upon counsel Gregory L. Rickard's representation that the appellant's opening brief is anticipated to be filed by July 15, 2015, counsel's request for an extension of time in which to file that brief is granted to October 7, 2014. After that date, only five further extensions totaling about 280 additional days will be granted. Counsel is ordered to inform his assisting attorney or entity, if any, and any assisting attorney or entity of any separate counsel of record, of this schedule and to take all steps necessary to meet it.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S148462**PEOPLE v. YOUNG
(JEFFREY SCOTT)**

Extension of time granted

Good cause appearing, and based upon counsel Kathy Moreno's representation that the appellant's reply brief is anticipated to be filed by December 14, 2014, counsel's request for an extension of time in which to file that brief is granted to October 14, 2014. After that date, only one further extension totaling about 60 additional days will be granted.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S161909**PEOPLE v. SHOVE
(THEODORE CHURCHILL)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 20, 2014.

S171393**PEOPLE v. McDANIEL
(DONTÉ LAMONT)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 20, 2014.

S204795**VO (LOI TAN) ON H.C.**

Extension of time granted

Good cause appearing, counsel Doron Weinberg's request for an extension of time in which to file the reply to the informal response to the petition for writ of habeas corpus is granted to October 10, 2014. After that date, only two further extensions totaling about 129 additional days will be granted.

S213911**HAWTHORNE, JR.
(ANDERSON) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Keith H. Borjon's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by October 6, 2014, counsel's request for an extension of time in which to file that document is granted to October 6, 2014. After that date, no further extension is contemplated.

S214061

A135892 First Appellate District, Div. 1

**FRIENDS OF THE COLLEGE
OF SAN MATEO GARDENS v.
SAN MATEO COUNTY
COMMUNITY COLLEGE
DISTRICT**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the consolidated response to amicus curiae briefs is extended to September 15, 2014.

S214652

B248072 Second Appellate District, Div. 2

**ALATRISTE (JOSE
ARMANDO) ON H.C.**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to September 12, 2014. No further extensions are contemplated.

S214960

B248199 Second Appellate District, Div. 2

BONILLA (JOSEPH) ON H.C.

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to September 12, 2014. No further extensions are contemplated.

S218288 H039404 Sixth Appellate District

**PEOPLE v. FRIDAY
(JEFFREY DAVID ALLEN)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to September 15, 2014.

S218755 H038755 Sixth Appellate District

**PEOPLE v. KLATT (ROBERT
MICHAEL)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to September 15, 2014.

S219327

**WILLIAMS (DEXTER
WINFRED) ON H.C.**

Extension of time granted

The application of respondent for relief from default for the failure to timely file respondent's request for extension of time is granted.

Good cause appearing, and based upon Deputy Attorney General Clifford E. Zall's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by December 22, 2014, counsel's request for an extension of time in which to file that document is granted to September 23, 2014. After that date, only two further extensions totaling about 90 additional days are contemplated.